

#### ¶96.4 PRIVATE CALENDAR BUSINESS DISPENSED WITH

On motion of Mr. BOUCHER, by unanimous consent,

*Ordered*, That business in order today, under clause 6, rule XXIV, the Private Calendar rule, be dispensed with.

#### ¶96.5 COMMITTEE TO SIT

On motion of Mr. BROWN, by unanimous consent, the Committee on Science, Space, and Technology was granted permission to sit during the 5-minute rule on Wednesday, August 5, 1992.

#### ¶96.6 PERMISSION TO FILE REPORT

On motion of Mr. BROWN, by unanimous consent, the Committee on Science, Space, and Technology was granted permission until midnight, Wednesday, August 5, 1992, to file a report on the bill (H.R. 5231) to amend the Stevenson-Wydler Technology Innovation Act of 1980 to enhance manufacturing technology development and transfer, to authorize appropriations for the Technology Administration of the Department of Commerce, including the National Institute of Standards and Technology, and for other purposes.

#### ¶96.7 PROVIDING FOR THE DISPOSITION OF SENATE AMENDMENT TO H.R. 2977

Mr. MOAKLEY, by direction of the Committee on Rules, called up the following resolution (H. Res. 535):

*Resolved*, That upon adoption of this resolution it shall be in order to consider a motion to take from the Speaker's table the bill (H.R. 2977) to authorize appropriations for public broadcasting, and for other purposes, with the Senate amendment thereto, and to concur in the Senate amendment. The motion shall be debatable for not to exceed one hour, to be equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce. The previous question shall be considered as ordered on the motion to final adoption without intervening motion.

When said resolution was considered. After debate,

On motion of Mr. MOAKLEY, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶96.8 PUBLIC BROADCASTING AUTHORIZATION

Mr. DINGELL, pursuant to House Resolution 535, moved to take from the Speaker's table the bill (H.R. 2977) to authorize appropriations for public broadcasting, and for other purposes; together with the following amendment of the Senate thereto and concur therein:

At the appropriate place, insert the following:

Sec. . In making available funding pursuant to authorizations under this Act, any independent production service established

under section 396(k) of the Communications Act of 1934 (47 U.S.C. 396(k)) shall, to the maximum extent practicable and consistent with the provisions of the Communications Act of 1934, provide such funding to eligible recipients and project representing the widest possible geographic distribution, with the objective of providing funding to eligible recipients and project in each State from which qualified proposals are received over the course of such authorizations.

After debate,

Pursuant to House Resolution 535, the previous question was considered as ordered.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that the yeas had it.

So said motion was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶96.9 PROVIDING FOR THE CONSIDERATION OF H.R. 2782

Mr. BEILENSEN, by direction of the Committee on Rules, called up the following resolution (H. Res. 536):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 2782) to amend the Employee Retirement Income Security Act of 1974 to provide that such Act does not preempt certain State laws, and the first reading of the bill shall be dispensed with. After general debate, which shall be confined to the bill and which shall not exceed one hour, to be equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor, the bill shall be considered for amendment under the five-minute rule. Consideration of the bill, and amendments thereto, shall not exceed four hours. At the conclusion of the consideration of the bill for amendment, the Committee shall rise and report the bill to the House, and the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit.

When said resolution was considered. After debate,

On motion of Mr. BEILENSEN, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶96.10 FAMILY AND MEDICAL LEAVE

On motion of Mr. FORD of Michigan, by direction of the Committee on Education and Labor and the Committee on Post Office and Civil Service and pursuant to clause 1 of rule XX, the bill of the Senate (S. 5) to grant employees family and temporary medical leave under certain circumstances, and for other purposes; together with the amendment of the House thereto, was taken from the Speaker's table.

When on motion of Mr. FORD of Michigan it was,

*Resolved*, That the House insist upon its amendment and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. MAZZOLI, by unanimous consent, announced the appointment of the following Members as managers on the part of the House at said conference:

From the Committee on Education and Labor, for consideration of titles I, III, and IV—except section 404—of the Senate bill, and titles I, III, and IV of the House amendment, and modifications committed to conference: Messrs. FORD of Michigan, CLAY, MILLER of California, KILDEE, WILLIAMS, MARTINEZ, OWENS of New York, HAYES of Illinois, SAWYER, and PAYNE of New Jersey, Mrs. UNSOELD, Mr. WASHINGTON, Mr. SERRANO, Mrs. MINK, Messrs. OLVER, PASTOR, GOODLING, and PETRI, Mrs. ROUKEMA, and Messrs. ARMEY, FAWELL, BALLENGER, BARRETT, BOEHNER, and EDWARDS of Oklahoma;

From the Committee on Post Office and Civil Service, for consideration of title II of the Senate bill, and title II of the House amendment, and modifications committed to conference: Mr. CLAY, Mrs. SCHROEDER, Ms. OAKAR, Messrs. SIKORSKI, ACKERMAN, GILMAN, and MYERS of Indiana, and Mrs. MORELLA; and

From the Committee on House Administration for consideration of section 404 of the Senate bill, and title V of the House amendment, and modifications committed to conference: Mr. CLAY, Ms. OAKAR and Messrs. GEJDENSON, THOMAS of California, and ROBERTS.

By unanimous consent, the Speaker reserved the authority to make additional appointments of conferees.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶96.11 ERISA STATE LAW PREEMPTION

The SPEAKER pro tempore, Mr. MAZZOLI, pursuant to House Resolution 536 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2782) to amend the Employee Retirement Income Security Act of 1974 to provide that such Act does not preempt certain State laws.

The SPEAKER pro tempore, Mr. MAZZOLI, by unanimous consent, designated Mr. ECKART as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. ANDREWS of Texas assumed the Chair; and after some time spent therein,

#### ¶96.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FAWELL:

Page 3, strike lines 1 through 10.

It was decided in the	{ Yeas ..... 140 negative ..... 266